

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Eugene R. Cooper et al.

Title: NOVEL BENZOYL PEROXIDE COMPOSITIONS

Appl. No.: Unassigned

Filing Date: 10/03/2003

Examiner: Unassigned

Art Unit: 1633

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56**

Mail Stop PATENT APPLICATION
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicants submit herewith on Form PTO/SB/08 a listing of the documents cited by or submitted to the U.S. PTO in parent application Serial No. 10/357,514, filed 02/04/2003. As provided in 37 CFR §1.98(d), copies of the documents are not being provided since they were previously submitted to the United States Patent & Trademark Office in the above-identified parent application.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), within three (3) months of the filing date of the application.

RELEVANCE OF EACH DOCUMENT

The relevance of the listed documents is explained in the parent application.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date Oct 3, 2003

By Michele M. Simkin

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Substitute for form 1449B/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

Date Submitted: October 3, 2003

(use as many sheets as necessary)

Sheet

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of

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C mplete if Known

Applicant Number	Unassigned
Filing Date	10/03/2003
First Named Inventor	Eugene R. Cooper et al.
Group Art Unit	1633
Examiner Name	Unassigned

Attorney Docket Number 029318-0981

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
A1	2002/0012675	A1		JAIN ET AL.	01/31/2002	
A2	4,783,484			VIOLANTE ET AL.	11/08/1988	
A3	4,826,689			VIOLANTO ET AL.	05/02/1989	
A4	4,997,454			VIOLANTE ET AL.	03/05/1991	
A5	5,041,236			CARPENTER ET AL.	08/20/1991	
A6	5,145,684			LIVERSIDGE ET AL.	09/08/1992	
A7	5,298,262			NA ET AL.	03/29/1994	
A8	5,302,401			LIVERSIDGE ET AL.	04/12/1994	
A9	5,318,767			LIVERSIDGE ET AL.	06/07/1994	
A10	5,326,552			NA ET AL.	07/05/1994	
A11	5,328,404			BACON	07/12/1994	
A12	5,336,507			NA ET AL.	08/09/1994	
A13	5,336,662			LEE	08/09/1994	
A14	5,340,564			ILLIG ET AL.	08/23/1994	
A15	5,346,702			NA ET AL.	09/13/1994	
A16	5,349,957			YUDELSON	09/27/1994	
A17	5,352,459			HOLLISTER ET AL.	10/04/1994	
A18	5,399,363			LIVERSIDGE ET AL.	03/21/1995	
A19	5,401,492			KELLAR ET AL.	03/28/1995	
A20	5,429,824			JUNE	07/04/1995	
A21	5,447,710			NA ET AL.	09/05/1995	
A22	5,451,393			LIVERSIDGE ET AL.	09/19/1995	
A23	5,458,876			MONTICELLO	10/17/1995	
A24	5,466,440			RUDDY ET AL.	11/14/1995	
A25	5,470,583			NA ET AL.	11/28/1995	
A26	5,472,683			ILLIG	12/05/1995	
A27	5,494,683			LIVERSIDGE ET AL.	02/27/1996	
A28	5,500,204			OSIFO	03/19/1996	
A29	5,506,192			ANDERSON ET AL.	04/09/1996	
A30	5,510,118			BOSCH ET AL.	04/23/1996	
A31	5,518,187			BRUNO ET AL.	05/21/1996	
A32	5,518,738			EICKHOFF ET AL.	05/21/1996	
A33	5,521,218			OSIFO	05/28/1996	
A34	5,525,328			BACON ET AL.	06/11/1996	
A35	5,534,270			DECASTRO	07/09/1996	
A36	5,543,133			SWANSON ET AL.	08/06/1996	
A37	5,552,160			LIVERSIDGE ET AL.	09/03/1996	
A38	5,560,931			EICKHOFF ET AL.	10/01/1996	
A39	5,560,932			BAGCHI ET AL.	10/01/1996	
A40	5,565,188			WONG ET AL.	10/15/1996	
A41	5,569,448			WONG ET AL.	10/29/1996	
A42	5,571,536			EICKHOFF ET AL.	11/05/1996	

Examiner Signature

Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449B/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Application Number	Unassigned
Date Submitted: October 3, 2003				Filing Date	10/03/2003
(use as many sheets as necessary)				First Name Inventor	Eugene R. Cooper et al.
				Group Art Unit	1633
				Examiner Name	Unassigned
Sheet	2	of	3	Attorney Docket Number	029318-0981

U.S. PATENT DOCUMENTS

		U.S. Patent Document		
A43	5,573,749	ILLIG	11/12/1996	
A44	5,573,750	SINGH	11/12/1996	
A45	5,573,783	DESIENO ET AL.	11/12/1996	
A46	5,580,579	RUDDY ET AL.	12/03/1996	
A47	5,585,108	RUDDY ET AL.	12/17/1996	
A48	5,591,456	FRANSON ET AL.	01/07/1997	
A49	5,593,657	RUDDY ET AL.	01/14/1997	
A50	5,608,101	LEE ET AL.	03/04/1997	
A51	5,622,938	WONG	04/22/1997	
A52	5,628,981	LIVERSIDGE ET AL.	05/13/1997	
A53	5,643,552	ILLIG	07/01/1997	
A54	5,662,883	BAGCHI ET AL.	09/02/1997	
A55	5,665,331	BAGCHI ET AL.	09/09/1997	
A56	5,718,388	CZEKAI ET AL.	02/17/1998	
A57	5,718,919	RUDDY ET AL.	02/17/1998	
A58	5,741,522	VIOLANTE ET AL.	04/21/1998	
A59	5,747,001	WIEDMANN ET AL.	05/05/1998	
A60	5,776,496	VIOLANTE ET AL.	07/07/1998	
A61	5,834,025	DE GARAVILLA ET AL.	11/10/1998	
A62	5,862,999	CZEKAI ET AL.	01/26/1999	
A63	6,045,829	B1	LIVERSIDGE ET AL.	04/04/2000
A64	6,068,858	B1	LIVERSIDGE ET AL.	05/30/2000
A65	6,096,307	B1	BRASWELL ET AL.	08/01/2000
A66	6,153,225	B1	LEE ET AL.	11/28/2000
A67	6,165,506	B1	JAIN ET AL.	12/26/2000
A68	6,221,400	B1	LIVERSIDGE ET AL.	04/24/2001
A69	6,264,922	B1	WOOD ET AL.	07/24/2001
A70	6,267,989	B1	LIVERSIDGE ET AL.	07/31/2001
A71	6,270,806	B1	LIVERSIDGE ET AL.	08/07/2001
A72	6,316,029	B1	JAIN ET AL.	11/13/2001
A73	6,375,986	B1	RYDE ET AL.	04/23/2002
A74	6,428,814	B1	BOSCH ET AL.	08/06/2002
A75	6,431,478	B1	REED ET AL.	08/13/2002
A76	6,432,381	B1	LIVERSIDGE ET AL.	08/13/2002
A77	6,239,088	B1	GEORGE ET AL.	05/29/2001

Examiner Signature		Date Considered	
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				Examiner Name	Unassigned
(use as many sheets as necessary)				Attorney Docket Number	029318-0981
Sheet	3	of	3		

FOREIGN PATENT DOCUMENTS

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶

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